

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.39972 of 2008
GAFFAR SAH S/O LATE MAHAMMDDIN SAH
RESIDENT OF VILLAGE PACHRUKHIA, P.S. GAUNAHA
DISTRICT- WEST CHAMPARAN--- PETITIONER
Versus
STATE OF BIHAR----- OPPOSITE PARTY.

2 20.10.2008 Heard learned counsel for the petitioner and
learned APP for the State.

Based on the statement made by the informant
Gaunaha P. S. case No. 11 of 2008 for the offence under sections
341, 448, 323, 376 and 504/34 of the Indian Penal came to be filed
against the present petitioner.

As per the FIR after the informant was turned out
from her house by her relatives it is alleged that the petitioner has
given shelter to her and her husband. Subsequently it is alleged
that the petitioner established physical relationship with the
informant for more than 18 months and on attempt having been
made by the informant to marry her he refused.

Learned counsel appearing for the petitioner
however submits that the informant is in the habit of making such
type of allegation and she blackmails the innocent persons in such
situation as would be evident from some of the materials which
has been brought on record. Not only this subsequently a kind of
compromise has also been worked out between the parties.

In the above circumstances, let the above named
petitioner be enlarged on bail on furnishing bail bond of Rs.
10,000/- (Rs. Ten thousand) with two sureties of the like amount

each to the satisfaction of Chief Judicial Magistrate, West
Champaran at Bettiah in connection with Gaunaha P.S. Case No.
11 of 2008 (G.R. No. 1373 of 2008).

RPS

(Ajay Kumar Tripathi,J.)

